

OGC Has Reviewed

21 July 1955

MEMORANDUM FOR: Chief, Special Activities Division, FP

ATTENTION: 25X1A9A

SUBJECT: Patent Infringement

1. In accordance with your request, this Office has abstracted the patent provisions of the Icelandic "Law Relating to Patents" which is No. 12 dated 20 June 1923.

"§ 1. Patents should be granted in respect of inventions which will be utilized in industry or if their manufacture may be run as an industry. - No Patents may, however, be granted for: - 4. Inventions which have been described in a publication which has been available to the public or inventions which have been officially exhibited (yet of., § 24) or displayed in other manner to the public and become so well known that those who are versed can make use of them. Publications available to the public do not, in the meaning of this Act, include descriptions of inventions submitted for public display in this State in accordance with § 13 hereof or in a foreign State under a similar provision of Law. Making reservations for reciprocal rights the President may decide that descriptions of Patents officially issued in a foreign State shall not be considered as publications available to the public in the meaning of this Act, until after a specified time. -

"§ 24. When an invention has been displayed at an Icelandic exhibition or at an international exhibition held in this country, the inventor may demand a Patent for it within six months from the time the invention was placed at the exhibition quite apart from the fact whether the invention has during that period been described or used as stated in clause 4 of § 1. The President may decide that this shall also be applicable to inventions displayed at international exhibitions in another State. - The following may be decided by a Presidential decree: - 1. That anyone who has applied for a Patent in respect of an invention in other States than those specified may demand a Patent for that invention in this country provided he applies for it within 12 months from

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the time the first application was filed even though the invention has been described or used as stated in clause 4 of § 1, during that period. 2. That an application thus filed in this country shall be so disposed toward other applications as if it had been filed at the time this was done for the first time in another State."

2. In accordance with the foregoing, we are advised after informal check with the Treaty and Icelandic Desks of the Department of State and with the Patent Office, that the filing of documents with the International Patent Office in Brussels would not be effective under the Icelandic law. It was further ascertained that there are no over-riding treaty relations existing between United States and Iceland.

3. If this Office may be of further assistance in the matter, we will be pleased to do so.

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Office of General Counsel

OGC/JGO:fm

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